

ENTERED

August 30, 2019

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA

§

VS.

§

CRIMINAL ACTION NO. 2:18-CR-1360

FRANCISCO VILLASENOR-ORTIZ;
aka KIKO

§

§

§

ORDER DENYING MOTION TO DISMISS

Defendant Francisco Villasenor-Ortiz (Villasenor-Ortiz) is charged by indictment with one count of illegal reentry into the United States in violation of 8 U.S.C. § 1326. D.E. 7. Before the Court is Villasenor-Ortiz's motion to dismiss the indictment, arguing that the immigration court that ordered his removal lacked subject matter jurisdiction. D.E. 11. The Government filed a response. D.E. 12.

Based on *United States v. Pedroza-Rocha*, No. 18-50828, 2019 WL 3727828 (5th Cir. Aug. 8, 2019), the Court DENIES the motion to dismiss.

ORDERED this 30th day of August, 2019.



NELVA GONZALES RAMOS
UNITED STATES DISTRICT JUDGE